

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JOHN J. OTROMPKE,

Plaintiff,

-against-

THE FIRST DEPARTMENT COMMITTEE
ON CHARACTER AND FITNESS, et al.,

Defendants.

22-CV-4676 (LTS)

CIVIL JUDGMENT

Pursuant to the order issued July 11, 2022, dismissing the complaint,

IT IS ORDERED, ADJUDGED AND DECREED that Plaintiff's claims under 42 U.S.C. § 1983 for violations of the First and Fifth Amendments are dismissed without prejudice for lack of standing. The Court abstains under *Younger v. Harris* from adjudicating Plaintiff's Section 1983 claims for violations of the Fourteenth Amendment right to due process. The Court dismisses Plaintiff's challenge to the constitutionality of New York Judiciary Law § 90, and other rules imposing on applicants to the New York State Bar the burden of showing character and fitness, for failure to state a claim on which relief can be granted.

The Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal from the Court's judgment would not be taken in good faith.

SO ORDERED.

Dated: July 11, 2022
New York, New York

/s/ Laura Taylor Swain

LAURA TAYLOR SWAIN
Chief United States District Judge